



Patent  
23086-81003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:  ALEX STENZLER  Serial No.: 10/622,188  Filed: July 17, 2003  For: PULMONARY DRUG DELIVERY DEVICE	Group Art Unit: 3761  Examiner: To Be Assigned
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INFORMATION DISCLOSURE STATEMENT  
UNDER 37 C.F.R. § 1.97(c)

Commissioner for Patents  
P.O. Box 1450  
Arlington, VA 22313-1450

Sir:

In accordance with 37 C.F.R. §§ 1.97 and 1.98, the items identified in the attached Information Disclosure Statement ("IDS") form PTO-1449 are brought to the attention of the Office. Additionally, in accordance with 37 C.F.R. §1.98(d), copies of the references are not submitted as they have already been submitted in the parent application, U.S. Patent Application Serial No. 09/650,491, from which the present application claims priority under 35 U.S.C. §120.

The items identified in this IDS may or may not be "material" pursuant to 37 C.F.R. § 1.56. The submission thereof by Applicant is not to be construed as an admission that any such

CERTIFICATE OF MAILING  
(37 C.F.R. §1.8a)

I hereby certify that I have a reasonable basis to expect that this paper (along with any referred to as being attached or enclosed) will be deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Arlington, VA 22313-1450.

February 19, 2004  
Date of Deposit  
LAI 520228v1

Melody K. Gutierrez  
Melody K. Gutierrez

patent, publication or other information referred to therein is material or considered to be material (37 C.F.R. § 1.97(h)), or even qualifies as "prior art" under 35 U.S.C. § 102 with respect to this invention unless specifically designated by Applicant as such.

This IDS is believed to be timely in that it is being submitted under 37 C.F.R. § 1.97(b)(3), that is before the mailing of a first Office action on the merits. Thus, no petition or fee is required. However, if the undersigned is in error in this regard, then it is requested that the Office consider this IDS as filed under 37 C.F.R. § 1.97(c), and charge Sidley Austin Brown & Wood's Deposit Account No. **50-1597** for any fees necessitated by this filing.

Respectfully submitted,

SIDLEY AUSTIN BROWN & WOOD

Dated: 2/19/2004

By: 

Samuel N. Tiu  
Reg. No. 47,997

555 West Fifth Street, Suite 4000  
Los Angeles, California 90013  
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Customer No. 34492

<b>FORM PTO-1449</b>  <b>LIST OF PATENTS AND OTHER ITEMS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT</b>  (Use several sheets if necessary)	<b>ATTY. DOCKET NO.</b> 23086-81003	<b>SERIAL NO.</b> 10/622,188
<b>APPLICANT:</b> Alex Stenzler		
<b>FILING DATE:</b> July 17, 2003		<b>GROUP:</b> 3761

U.S. PATENT DOCUMENTS							
EXAMINE R INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE	
AA	4,294,407	10/1981	REICHL ET AL.	239	102	12/1979	
AB	4,300,546	11/1981	KRUBER	128	200.16	11/1979	
AC	4,334,531	6/1982	REICHL ET AL.	128	200.14	6/1980	
AD	4,801,086	1/1989	NOAKES	239	3	5/1988	
AE	4,877,989	10/1989	DREWS ET AL.	310	323	1/1989	
AF	4,984,158	1/1991	HILLSMAN	364	413.04	10/1988	
AG	5,020,527	6/1991	DESSERTINE	128	200.23	2/1990	
AH	5,134,993	8/1992	VAN DER LINDEN ET AL.	128	200.14	12/1989	
AI	5,167,506	12/1992	KILLIS ET AL.	434	262	10/1991	
AJ	5,247,842	9/1993	KAUFMAN ET AL.	73	865.5	9/1991	
AK	5,261,601	11/1993	ROSS ET AL.	239	102.2	7/1992	
AL	5,280,784	1/1994	KOHLER	128	200.14	11/1992	
FOREIGN PATENT DOCUMENTS							
EXAMINE R INITIAL	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATIO YES NO	
AM	EP 0,210,956	2/1987	EP	128	200.21		
AN	2,164,569	3/1986	Great Britain	128	200.21		
AO	2,218,831	11/1989	Great Britain	128	204.23		
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, etc.)							
AP							
AQ							
AR							

<b>EXAMINER:</b>	<b>DATE CONSIDERED:</b>
EXAMINER: Initial if reference is considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include a copy of this form with next communication to applicant	

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U.S. PATENT DOCUMENTS							
EXAMINE R INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE
	BA	5,284,133	2/1994	BURNS ET AL.	128	200.23	7/1992
	BB	5,333,106	7/1994	LAMPHER ET AL.	364	413.01	10/1992
	BC	5,363,842	11/1994	MISHELEVICH ET AL.	128	200.14	12/1991
	BD	5,392,768	2/1995	JOHANSSON ET AL.	128	204.14	1/1993
	BE	5,404,871	4/1995	GOODMAN ET AL.	128	204.14	3/1991
	BF	5,452,711	9/1995	GAULT	128	200.14	3/1993
	BG	5,487,378	1/1996	ROBERTSON ET AL.	128	200.16	10/1993
	BH	5,551,416	9/1996	STIMPSON ET AL.	128	200.16	5/1994
	BI	5,551,951	9/1996	FRADKIN	601	115	10/1994
	BJ	5,688,232	11/1997	FLOWER	604	20	9/1995
	BK	5,737,666	4/1998	LIOR ET AL.	399	57	4/1996
	BL	5,813,614	9/1998	COFFEE	239	690	9/1996

FOREIGN PATENT DOCUMENTS							
EXAMINE R INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATIO YES NO
	BM						
	BN						
	BO						

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, etc.)							
	BP						
	BQ						
	BR						

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U.S. PATENT DOCUMENTS							
EXAMINE R INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE
	CA	5,838,002	11/1998	SHEEHAN	250	288	8/1996
	CB	5,875,776	3/1999	VAGHEFI	128	203.15	4/1996
	CC	5,935,099	8/1999	PETERSON ET AL.	604	65	1/1997
	CD	5,950,619	9/1999	VAN DER LINDEN ET AL.	128	200.16	9/1997
	CE	6,017,318	1/2000	GAUTHIER ET AL.	600	578	12/1997
	CF	6,026,809	2/2000	ABRAMS ET AL.	128	203.15	1/1996
	CG	6,070,761	6/2000	BLOOM ET AL.	222	81	8/1997
	CH	6,435,175	8/2002	STENZLER	128	200.14	8/2000
	CI	6,615,825	9/2003	STENZLER	128	200.14	6/2002
	CJ						
	CK						
	CL						

FOREIGN PATENT DOCUMENTS							
EXAMINE R INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATIO YES NO
	CM						
	CN						
	CO						

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, etc.)							
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